HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition no. 57 of 2003 (SS)

Ganesh Ram s/o Sri Jog Ram
Village Thali P.O. Thali,
District Almora ..... Petitioner

Versus

1. State of Uttaranchal
2. Sectary Lack Development Authority Nainital
3. Chaiman Lack Development Authority, Nainital ..... Respondents

Sri Ashish Joshi, Advocate for the petitioner
Sri U.K. Uniyal Sr. Advocate for the respondents no. 2 and 3
Standing Counsel for respondent no. 1.

Dated: 4.3.2006

Hon'ble Rajesh Tandon, J.

Heard the parties counsel at length.

By the present writ petition, the petitioner has prayed for a writ of mandamus directing the respondents to permit him to do work on the post of class IV employee.

Briefly stated the petitioner was employed in class IV on daily wages in the Lake Development Authority, Nainital. The grievance of the petitioner is that he was being given work with artificial breaks but after 30th November 1996, the service of the petitioner was not extended.

The counsel for the respondents has submitted that the petitioner was engaged on work as casual labourer whenever

the work was available in the Lake Development Authority. He was not engaged in the Department against any vacant post.

Admittedly, the petitioner was engaged on daily wages and his work and conduct was satisfactory. According to the petitioner he has made several representations to the respondents but they were not decided till now.

In view of above, respondents are directed to pass proper orders on the representations of the petitioner. In the meanwhile, if the respondents engage daily labourer, the petitioner shall be given due priority.

Subject to the observations, made above the writ petition is disposed of. No order as to costs.

Dated; 4.3.2006 **Rajesh Tandon J.**

*Dhyani